

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
NORTHWESTERN DIVISION**

|                               |   |                                   |
|-------------------------------|---|-----------------------------------|
| Eagle Operating, Inc.,        | ) |                                   |
|                               | ) |                                   |
| Plaintiff,                    | ) | <b>ORDER ADOPTING STIPULATION</b> |
|                               | ) | <b>AND GRANTING PLAINTIFF'S</b>   |
| vs.                           | ) | <b>MOTION TO REMAND</b>           |
|                               | ) |                                   |
| Cameron Manufacturing, Corp., | ) | Case No. 4:07-cv-017              |
|                               | ) |                                   |
| Defendant.                    | ) |                                   |

---

On September 10, 2007, the Plaintiff filed a motion to remand to state court, as well as a stipulation to remand. See Docket Nos. 11 and 13. The Plaintiff calculated its damage claim against the Defendant to be \$60,849.08 which is less than the requisite “amount in controversy” required under 28 U.S.C. § 1332(a). Therefore, the parties have agreed that this Court lacks subject matter jurisdiction and have further agreed that an award of costs and expenses, including attorney’s fees under 28 U.S.C. § 1447(c), is not warranted.

The Court **ADOPTS** the stipulation (Docket No. 13) in its entirety and **GRANTS** the Plaintiffs’ motion to remand. (Docket No. 11). The Court **REMANDS** the case to Ward County District Court, Northwest Judicial District, State of North Dakota.

**IT IS SO ORDERED.**

Dated this 11th day of September, 2007.

/s/ Daniel L. Hovland  
Daniel L. Hovland, Chief Judge  
United States District Court